



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

John SIMONS

Application No.: 09/747,824

Filed: December 22, 2000

For: Assembly Language Code  
Compilation for an Instruction-Set  
Architecture Containing New Instructions  
Using the Prior Assembler

Customer No.: 20350

Confirmation No. 4283

Examiner: Qamrun Nahar

Technology Center/Art Unit: 2124

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The Examiner's communication mailed September 27, 2004, regarding the above application has been received and reviewed by counsel for Assignee. In that action the Examiner has made certain inquiries under 37 C.F.R. 1.105.

Counsel for Assignee has discussed these matters with John Simons, the inventor.

The inventor has informed me that he has not authored any publications which describe the claimed subject matter herein. He has further informed me that to his knowledge there are no products or services that incorporate the claimed subject matter, and that there are no user manuals or programming guides which describe the subject matter. To Mr. Simons' knowledge there has been no public use or sale of any product or service that incorporates the claimed subject matter.

Other pertinent facts regarding this invention are described in the inventor's declaration, dated May 28, 2004, and filed earlier in this application.

Should the Examiner have any questions or need additional information,  
please contact the undersigned.

Respectfully submitted,



Robert C. Colwell  
Reg. No. 27,431

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, California 94111-3834  
Tel: 650-326-2400  
Fax: 415-576-0300  
RCC:mks  
60345004 v1